

Neel Chatterjee (SBN 173985)  
*nchatterjee@goodwinlaw.com*

James Lin (SBN 310440)  
*jlin@goodwinlaw.com*

**GOODWIN PROCTER LLP**  
135 Commonwealth Drive  
Menlo Park, California 94025  
Tel.: +1 650 752 3100  
Fax.: +1 650 853 1038

Brett Schuman (SBN 189247)  
*bschuman@goodwinlaw.com*

Shane Brun (SBN 179079)  
*sbrun@goodwinlaw.com*

Rachel M. Walsh (SBN 250568)  
*rwalsh@goodwinlaw.com*

Hayes P. Hyde (SBN 308031)  
*hhyde@goodwinlaw.com*

**GOODWIN PROCTER LLP**  
Three Embarcadero Center  
San Francisco, California 94111  
Tel.: +1 415 733 6000  
Fax.: +1 415 677 9041

Hong-An Vu (SBN 266268)  
*hvu@goodwinlaw.com*

Todd A. Boock (SBN 181933)  
*tboock@goodwinlaw.com*

**GOODWIN PROCTER LLP**  
601 S. Figueroa Street, 41st Floor  
Los Angeles, California 90017  
Tel.: +1 213 426 2500  
Fax.: +1 213 623 1673

*Attorneys for Defendant: Otto Trucking LLC*

**UNITED STATES DISTRICT COURT**

**NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO DIVISION**

WAYMO LLC,

Plaintiff,

v.

UBER TECHNOLOGIES, INC.;  
OTTOMOTTO LLC; OTTO TRUCKING  
LLC,

Defendants.

Case No. 3:17-cv-00939-WHA

**DECLARATION OF NEEL CHATTERJEE  
I/S/O DEFENDANT OTTO TRUCKING  
LLC'S ADMINISTRATIVE MOTION TO  
FILE UNDER SEAL**

Courtroom: F, 15th Floor  
Judge: Hon. Jacqueline S. Corley

Filed/Lodged Concurrently with:

1. Admin. Mot. to File Documents Under Seal
2. [Proposed] Order
3. Redacted/Unredacted Versions
4. Proof of Service

I, Neel Chatterjee, declare as follows:

1. I am a partner at the law firm of Goodwin Procter LLP, counsel of record for Defendant Otto Trucking LLC (“Otto Trucking”). I make this declaration based upon matters within my own personal knowledge and if called as a witness, I could and would competently testify to the matters set forth herein. I make this declaration in support of Defendant Otto Trucking’s Administrative Motion to File Under Seal Portions of Otto Trucking’s Motion to Compel Discovery Re: Waymo’s Investigation and exhibits thereto (the “Administrative Motion”).

2. I have reviewed the following documents and confirmed that only the portions identified below merit provisional sealing:

Document	Portions to Be Filed Under Seal	Parties Claiming Confidentiality
Defendant Otto Trucking’s Motion to Compel	Highlighted portions	Plaintiff
Exhibit 2 to the Vu Declaration – excerpts of the rebuttal expert report of Paul French	Entire Document	Plaintiff
Exhibit 4 to the Vu Declaration—WAYMO-UBER-00086812	Entire document	Plaintiff
Exhibit 5 to the Vu Declaration—WAYMO-UBER-00086817	Entire document	Plaintiff
Exhibit 6 to the Vu Declaration—WAYMO-UBER-00086953	Entire document	Plaintiff
Exhibit 7 to the Vu Declaration—WAYMO-UBER-00086815	Entire document	Plaintiff
Exhibit 8 to the Vu Declaration—WAYMO-UBER-00084600	Entire document	Plaintiff
Exhibit 9 to the Vu Declaration—WAYMO-UBER-00086840	Entire document	Plaintiff
Exhibit 10 to the Vu Declaration—excerpts of the transcript for the deposition of Paul French dated October 3, 2017	Highlighted portions	Plaintiff

3. The highlighted portions of Otto Trucking’s Motion and Exhibit 10, as well as the entirety of Exhibits 2, 4–9 contain information that Plaintiff Waymo LLC (“Waymo”) and Defendants have designated “Confidential” or “Highly Confidential – Attorneys’ Eyes Only” pursuant to the Protective Order in this case. Otto Trucking states no position about whether the confidentiality designations are appropriate.

4. Otto Trucking anticipates that Waymo will file any necessary declarations to seal the above information pursuant to Local Rule 79-5.

5. Otto Trucking's request to seal is narrowly tailored to those portions of Otto Trucking's Letter Brief and its supporting documents that merit sealing.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct. Executed this 20th day of October, 2017 in Menlo Park, California.

---

/s/ *Neel Chatterjee*  
NEEL CHATTERJEE

**CERTIFICATE OF SERVICE**

I hereby certify that I electronically filed the foregoing document including all of its attachments with the Clerk of the Court for the United States District Court for the Northern District of California by using the CM/ECF system on **October 20, 2017**. I further certify that all participants in the case are registered CM/ECF users and that service of the publicly filed documents will be accomplished by the CM/ECF system.

I certify under penalty of perjury that the foregoing is true and correct. Executed on **October 20, 2017**.

/s/ Neel Chatterjee  
NEEL CHATTERJEE